

APPROVED MINUTES  
RI STATE PILOTAGE COMMISSION MEETING  
May 9, 2013  
held at 235 Promenade Street, Room 250  
Providence, Rhode Island 02908

<u>MEMBERS IN ATTENDANCE:</u>	<u>OTHERS IN ATTENDANCE:</u>
Capt. E. Howard McVay Jr., Chair Larry Mouradjian, Member Capt. Peter Fritz, Member Chief Steve Hall, Member	Atty. Gary Powers, Legal Counsel Joanne Scorpio, Secretary Tom Sullivan, Sr. VP, Moran Shipping Capt. Paul Costabile, Ex, Dir., NEMP Hank Nelson, Pres. Goff & Page Co Evan Mathews, EDC, Quonset Pt. Development

**I. REVIEW OF PREVIOUS MEETING MINUTES**

Quorum being present, Chair McVay called the meeting to order at approximately 9:30 a.m. Commissioners then reviewed the April 4, 2013 minutes. Member Chief Hall made a motion to approve the minutes; Member Capt. Fritz seconded the motion. The April minutes were approved by assent.

**II. OLD BUSINESS**

1) Atty. Powers suggested that the Commission members move forward and vote on the following proposed amendments introduced at the public hearing:

- 1.01 Definitions (mailing address modified);
- Deletion of 14.05(2) Additional Equipment on Pilot Boats (mandated installation of strobe light);
- 15.08 Pilot Station (mandates radio communication by with or on behalf of any pilot or pilot boat to utilize the registered name of said vessel) and ;
- 15.14.3 Rates of Pilotage Fees Which Shall be Paid to State Licensed Pilots in Rhode Island Waters (Pilot exemption) .

Member Capt. Fritz made a motion to adopt the changes. Member Chief Hall seconded the motion. *Voted 3-0 in favor.*

2) Rate Increase: Discussions continued on the proposed pilot-rate increase. Member Capt. Fritz made a motion to approve the pilot's original proposal of a 12% increase over the next 5 years. The motion was not seconded. Capt. Fritz then made another move for a 2 ½ % increase over a 4-year period. Again the motion failed. Member Chief Hall moved for a 2% increase in 2014, 2% increase in 2015, and 2% increase in 2016. Capt. Fritz seconded that motion. Member Mouradjian stated his opposition to the motion. Members and attendees discussed the 3-year 6% proposal further. Member Larry Mouradjian moved for a friendly amendment to take the 3-year 6% increase to 2 years with a 2% increase in 2014. Member Capt. Fritz stated that he did not support a 2-year contract and reiterated that he seconded the 3-year proposal. The motion to adopt the 3-year agreement was made after debate. *2-0 in favor (6% increase over the next three years 2014, 2015, 2016); 1 rejected.*

3) Regulation Review:

Members discussed Rule 8, Public Information. Atty. Powers advised that the Public Information rule has been superseded by RIGL (38-2). Member Chief Hall made a motion recommending that Atty. Powers re-write the rule; Member Capt. Fritz seconded the motion. *Voted 3-0 in favor*. The Chair requested that Atty. Powers have a draft ready (Rule 8) for next month's meeting.

The Chair advised the members that the language in Rule 9 defining license criteria is affecting the apprentice program. The members then discussed how the licensing requirements should be consistent in both Rule 9 and 10. Chair McVay recommended that Atty. Powers re-write Rule 9. Member Chief Hall made a motion requesting Atty. Powers to re-write Rule 9.3 so the licensing requirements are consistent with the criteria as in Rule 10.3. Member Capt. Fritz seconded the motion. *Voted 3-0 in favor*. Chair McVay also stated that he would have the Board review Rule 9 and 10 for their recommendations.

Chair McVay asked Atty. Powers if he would also review Rule 11 and then send him an email with any comments. The Chair stated that he would like to discuss the rule at the June meeting.

## II. NEW BUSINESS

1) Pilot Roster Review:

Chair McVay advised that he emailed the members a copy of the State Pilot Board report. (*Filed with in-coming correspondence, RISPC*).

Capt. Lemke is still on medical leave.

The Chair announced that Capt Barnaby has resigned from the pilot apprentice program.

## III. COMMUNICATIONS RECEIVED/SENT :

- 1) Letter of retirement from Capt. Barnaby (5-6-13, *letter filed w/Commission files*).
- 2) Letter sent from the Chair to the Board requesting their comments on Rules 9 and 10 (5-9-13).

## IV. PUBLIC COMMENTS

None.

## V. ADJOURNMENT

There being no further business, the meeting adjourned at 11:10 a.m.

## VI. NEXT SCHEDULED MEETING

The RI Pilot Commission plans to hold the next regular monthly meeting in the conference room of the Division of Law Enforcement at DEM headquarters located at 235 Promenade Street, Rm. 250, Providence, RI on Thursday, June 6, 2013 starting at 9:30am.

/Js